GAS MERGER IS DECLARED BEYOND ATTACK IN COURT

Justice McCall Denies Plea of Attornev-General for Permission to Sue Trust for Annulment of Charter.

Justice McCall, in the Supreme Court, to-day handed down a deci slon declining to grant the Attorney-General of the State permission to being an action against the Consolidated Gas Company and the other corporations allied with it, for the purpose of terminating the corporate existence of the Consolidated Company and the annulment of its charter, on the ground that a monopoly in restraint has been created.

TO STAY IN

Miners' President Released on

\$25,000 Bonds Following

Haywood's Acquittal.

pustice McCall, in his opinion, says and the New York Gas Light Commany, the Mathattan Gas Light Commany, of the City of New York, the Michigan Gas Light Commany, of the City of New York, the Michigan Gas Light Commany, and the Harlem Gas Light Company, and the Federal Courts in recognition of the Federal Court in 1884 agreed to a consolidation of ps of the act passed in that year,

stice McCall says that the Atney-General, as a basis for his ap-cation, has asserted that the corporacoation, hes asserted that the corporain complained of has offended against
a provisions of the acts under which created, and under which its stents were created; has violated ons of law, and abused its corpowers, and has exercised ivileges and franchises not conferred it by law. Justice McCall continues: The law-making power of the State elf, impressed with the momentous

acter of this proceeding, and with necessity of guarding and protecting its own creations against whimsio or precipitate litigation in mits of this nature, has enacted that orney-General when he is directed to to so by the Legislature or by obtainng leave of the courts." McCall cites an opinion wri

by Judge Finch in the case of the infliction (corporate death) must by material misconduct." Jusce McCall, continuing, says: The case at bar is one where particu

no issue of the fact is raised which, under Section 1,800 of the Code, would call for the determination of the jury seemingly nothing remains to de-

th Company Has Separate Life. Each of the several constituent comies, Justice McCail declares, has its ug from the sovereign power of the bone on bail.

Judge Wood announced that he would not adjourn bourt for the term until depend in the could even be a sugnificant of limitation upon the borate life created by which death ough expiration can be now claimed as to the Harlem Gas Light Com-

	BERI	
Art Flowers	12	Janitors
Addressers	1	Janitresses
Addressers Asserts Mindery	7	Jewellers
Bindery	11	Kitchen Help
Planers	. 6	Laundresses
Barbers	42	Muchinists
Bartenders	7	Markers
Blacksmiths	. 7	Neckwear
Dookbinders	5	Materman
Bookkeepers	11	Manicures
150ys		Milliners
Brassworkers	2	Moniders
Bushelmen	. 5	Nurses \
Butchers	2%	Operators
Buttonhole Makers	1	Ostrich Feathers.
Cabinet Makers	- 32	Photographers
Canvassers	11	Painters
Carpenters	1	Printers
Cashlers	4	Printers
Chambermalds	26	Polishers
Chefn	27	Porters
Collectors	1	l'ressers
Compositors	1	Pressmen
Compositors	17	Proofreaders
Cooks (Frantis)	13	Salesladies
Cutters	B	Baleamen
Day's Work	17	Shoemakers
Dreamakers	-67	Sign Painters
Designers	4	Starchers
Denissis		LOCALIC HARTS
Dishwashers	34	Clablemen
Drivers	20	Stinographers
Drug Clerks	14	(Mule)
Electricians	1	Stenographers
Elevator Bunners.	10	(Female)
Engineers	7	Tallors
Engravers	1	Trimmers
Feeders		Tinsmith
Firemen		T Witnesse and Comme
Foreladies	5	(Pemale)
Grobery Clerica	2	Upholsterers
Girls	64	Upholsterers Varnishers
Harness Makers		Winders
Housework	44	Walters
Horseshoers		Waltresses

Long Beach Hotel that Burned To-day, From Which 1,000 Persons Escaped



TONG BEACH HOTEL

ALEXANDER BERICMAN.

the roof just over his head up out of bed, went to his one and looked out. No hall was 50 he started back to bed, see smelled smoke. He ran into the safety of the started back to bed, see smelled smoke, the ran into the safety that the sa

John L. De Saules, a former late football player and secretary to Senator Reynolds, was trying to haul a hand-ladder up on the roof of the versands when through the smoke he saw ten men and women who had been caught on a small porch on the third floor front of the building. He yelled to

BOISE, Ida., July 29—Charles H.

Moyer, President of the Western Fedteration of Miners and co-defendant,
with William D. Haywood, who was
yesierday acquitted of the murder of
former Gov. Steunenberg, was admitted
to ball to-day in the sum of 155,000 and
a released from Jail. An agreement to
this end was reached this morning betyreen counsel for the State and defense, but the making of the formal
application and entry was postponed
until this afternoon.

The prosecution opposed an application to slaw released George A. Pettic
bone on ball.

The prosecution opposed an application to slaw released George A. Pettic
bone on ball.

The prosecution opposed any order agrees

Water Pressure Weak.

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The prosecution opposed any order agrees

Water Pressure weak.

The agrument of the defense was

the many order agrees

Water Pressure weak.

The morning been hair it takes to tell it. Others

the before that time.

Water Pressure weak.

The prosecution opposed and application and entry was postponed

with the first proof the first plant of the first plant in the first plant in the first plant in the first plant in the first plant plan

MADE POLICEMEN SCURRY TO COVER.

of the article or commodity to be sold must be regulated according to supply and demand." said the lawyer. The speaker also declared that the Attorney-General made no allegation that the rate agreed upon by the company was unreasonable. "What do you hold a telegram to be?" asked the court. "Service, your honor. Just as though "Service, your honor.

"Service, your honor, hired a man to carry my frunk," re-ponded Mr. Esterbrook.

ings Instituted by State

Attorney-General.

Supreme Court Justice Hendirck this

afternoon heard argument and reserved decision on the application of the West

panies to varate the order recently of

for the appointment of a referee to tak

brought by the Attorney-General in th

name of the people to annul an allege

which they agreed to maintain uniform

General must bring the action uno

Deputy Attorney-General De Ford an

peared for the Attorney-General an nion and William W. Cook for the

grams were not "articles or a commodity" within the purport of the statute. He defined a commodity a

statute. He defined a commodity as something that could be bought or sold-and quoted decisions of the Texas Supreme Court and the United States Supreme Court. These decisions declare that a commodity is something that may be manufactured, transported or

word 'commodity' as an article of trade or commerce; a movable article of value; convenience; suitableness advantage, profit; a supply furnished

quantity."
Mr. Esterbrook then declared that the same authority gave the word as "ob

solete."
"The telegraph service is not a manufactured production nor is it sold within the meaning of the statute. A legislature cannot dockine the price upon which a manufactured commodity can be sold; but it has say that the price of the article or commodity to be sold must be regulated according to resolution.

Wild plant may be a first of the control of the con

TELEGRAPH TRUST TRAIN IN TWO FIGHTS TO KEEP CRASHES; FOUR OUT OF COURT MEN ARE KILLED

Seeks to Put Stop to Proceed- New Haven Freight Rammed by Specials on a Twenty-Mile Run.

> than twenty miles after a fatal rear-end near Brockton last night when she was run into for the second time at 7 A. M. to-day, and a train ly injured.

brakeman, J. P. Hathaway, conductor of the freight's D. M. Fraser, a passenspecial, and a fireman named Ridley

men on the special stated that the

Hair Had Been Falling Out Ten Years -Itching, Scaly Eczema Appeared on Scalp - Countless Remedies Failed - Suffering Ended

BY HALF A SET OF CUTICURA REMEDIES.

"When sixteen years old I noticed a dryness in my scalp and some hair fall-ing out. This condition grew steadily worse for the next ten years, although I used bottle after bottle of different remedies such as C—s, S—s, and countless others whose names I have "A telegraph company," he continued, "transmits information and the transmission is as old as history itself. The Greeks had fleet runners who ran from city to city. Did they produce as article of commodity? The Homans and the nations of the Middle Ages had couriers. Did they produce an article or a commodity? Later all governments had mails. Did they produce an article or a commodity? Finally, the invention of the telegraph gave a new means of transmitting information and intelligence involved service and labor.

"A telegraph company does not even buy or sell the electric current. It borrows it from nature for a brief space of time and then returns it unimpaired. It does not produce or sell anything.

It does not produce or sell anything. free and clear of dandruff and eczema as though I were never troubled with it and there are no more hairs falling out but quantities of new hairs coming in. I have not yet used one half the first set of the Cuticura Remedies. I trust that the story of my case will be readby many similar sufferess and will prompt them to take advantage of a safe, sure, and permanentcure. Herbert J. Robinson, 200 Fenimore St., Brooklyn, N. Y., March 26, 1907."

With Eczema Sleep and Tired Mothers Rest After Cuticura.

A warm bath with Cuticura Soap and A warm bath with Cuticura Scapand a single application of Cuticura Ointment, the great Skin Cure, will afford instant relief, permit rest and sleep, and point to a speedy cure of torturing, disfiguring humors, eczemas, rashes, itchings, and irritations of infants and children when all else fails. Guaranteed absolutely pure under the United States. Food and Drugs Act and may be used from hour of birth.

Cutteurs Scan (25°), Cutteurs Ointment (50°), and

Cutteurs Roap (28-), Cutteurs Cintment (50c.), and Cutteurs Resultent (50c.), for in the form of Chocolate Coated Pilis 25c. ner visi of 60). Sold throughout the world, Potter Drug & Chem, Corp., Sole Props., Boston, Mass.

37-Mailed Free, Cutteurs Book on Skin Diseases.

SPECIAL FOR THIS MONDAY CHERRY CREAM POUND 10C CHOCOLATES (20 KINDS) 19C

SPECIAL FOR THIS TUESDAY RASPBERRY WALNUT POUND 10C CHEAM KISSES POUND 19C MAPLE WALNUTS POUND 19C 'ark How store open eyenings until 11



DIED

BRADY,-On Saturday, July 27, after a lingering illness, JOHN ERADY, native of Crowdrumin, County Longford, Irein his forty-third year.

Funeral from 1600 Lexington av., on
Tuesday, at 10 A. M., thence to St. Cecella's Church, 106th at. and Lexington

be offered. Interment in Calvary Com-

DE BAUN,-On Sunday, July 28, 1907, ELIZA DE BAUN, widow of Peter De Funeral Wednesday, July 81, 1907, at 2 o'clock, from her late residence, 513

HELP WANTED-MALE.

BOY, to run hydraulic passenger elevator, wanted Address, stating experience, waste expected and references, Elevator, 495 World.